



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2011 REGULAR SESSION

SENATE BILL NO. 79

AS ENACTED

FRIDAY, MARCH 4, 2011

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ELAINE N. WALKER
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY L. J. Miller

1 AN ACT relating to the operation of motor vehicles.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔Section 1. KRS 186.050 is amended to read as follows:

4 (1) The annual registration fee for motor vehicles, including taxicabs, airport
5 limousines, and U-Drive-Its, primarily designed for carrying passengers and having
6 provisions for not more than nine (9) passengers, including the operator, and pickup
7 trucks and passenger vans which are not being used on a for-hire basis shall be
8 eleven dollars fifty cents (\$11.50).

9 (2) Except as provided in KRS 186.041 and 186.162, the annual registration fee for
10 each motorcycle shall be nine dollars (\$9).

11 (3) (a) All motor vehicles having a declared gross weight of vehicle and any towed
12 unit of ten thousand (10,000) pounds or less, except those mentioned in
13 subsections (1) and (2) of this section and those engaged in hauling passengers
14 for hire, operating under certificates of convenience and necessity, are
15 classified as commercial vehicles and the annual registration fee, except as
16 provided in subsections (4) to (14) of this section, shall be eleven dollars and
17 fifty cents (\$11.50).

18 (b) All motor vehicles except those mentioned in subsections (1) and (2) of this
19 section, and those engaged in hauling passengers for hire, operating under
20 certificates of convenience and necessity, are classified as commercial
21 vehicles and the annual registration fee, except as provided in subsections
22 (3)(a) and (4) to (14) of this section, shall be as follows:

23 Declared Gross Weight of Vehicle	Registration
24 and Any Towed Unit	Fee
25 10,001-14,000	30.00
26 14,001-18,000	50.00
27 18,001-22,000	132.00

1	22,001-26,000	160.00
2	26,001-32,000	216.00
3	32,001-38,000	300.00
4	38,001-44,000	474.00
5	44,001-55,000	669.00
6	55,001-62,000	1,007.00
7	62,001-73,280	1,250.00
8	73,281-80,000	1,410.00

9 (4) (a) I. Any farmer owning a truck having a gross weight of twenty-six
10 thousand (26,000)~~[thirty-eight thousand (38,000)]~~ pounds or less may
11 have it registered as a farmer's truck and obtain a license for eleven
12 dollars and fifty cents (\$11.50). The applicant's signature upon the
13 certificate of registration and ownership shall constitute a certificate that
14 he is a farmer engaged in the production of crops, livestock, or dairy
15 products, that he owns a truck of the gross weight of twenty-six
16 thousand (26,000)~~[thirty-eight thousand (38,000)]~~ pounds or less, and
17 that during the next twelve (12) months the truck shall not be used in
18 for-hire transportation and may be used in transporting persons, food,
19 provender, feed, machinery, livestock, material, and supplies necessary
20 for his farming operation, and the products grown on his farm.

21 2. Any farmer owning a truck having a gross weight of twenty-six
22 thousand one (26,001) pounds to thirty-eight thousand (38,000)
23 pounds may have it registered as a farmer's truck and obtain a license
24 for eleven dollars and fifty cents (\$11.50). The applicant's signature
25 upon the certificate of registration and ownership shall constitute a
26 certificate that he is a farmer engaged in the production of crops,
27 livestock, or dairy products, that he owns a truck of the gross weight

between twenty-six thousand one (26,001) pounds and thirty-eight thousand (38,000) pounds, and that during the next twelve (12) months the truck shall not be used in for-hire transportation and may be used in transporting persons, food, provender, feed, machinery, livestock, material, and supplies necessary for his farming operation, and the products grown on his farm.

(b) Any farmer owning a truck having a declared gross weight in excess of thirty-eight thousand (38,000) pounds shall not be required to pay the fee set out in subsection (3) of this section and, in lieu thereof, shall pay forty percent (40%) of the fee set out in subsection (3) of this section and shall be exempt from any fee charged under the provisions of KRS 281.752. The applicant's signature upon the registration receipt shall be considered to be a certification that he is a farmer engaged solely in the production of crops, livestock, or dairy products, and that during the current registration year the truck will be used only in transporting persons, food, provender, feed, and machinery used in operating his farm and the products grown on his farm.

(c) An initial applicant for, or an applicant renewing, his or her registration pursuant to this subsection, may at the time of application make a voluntary contribution to be deposited into the agricultural program trust fund established in KRS 246.247. The recommended voluntary contribution shall be set at ten dollars (\$10) and automatically added to the cost of registration or renewal unless the individual registering or renewing the vehicle opts out of contributing the recommended amount. The county clerk shall collect and forward the voluntary contribution to the cabinet for distribution to the Department of Agriculture.

(5) Any person owning a truck or bus used solely in transporting school children and school employees may have the truck or bus registered as a school bus and obtain a

1 license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in
2 addition to other information required, an affidavit stating that the truck or bus is
3 used solely in the transportation of school children and persons employed in the
4 schools of the district, that he has caused to be printed on each side of the truck or
5 bus and on the rear door the words "School Bus" in letters at least six (6) inches
6 high, and of a conspicuous color, and the truck or bus will be used during the next
7 twelve (12) months only for the purpose stated.

8 (6) Any church or religious organization owning a truck or bus used solely in
9 transporting persons to and from a place of worship or for other religious work may
10 have the truck or bus registered as a church bus and obtain a license for eleven
11 dollars and fifty cents (\$11.50) by filing with the county clerk, in addition to other
12 information required, an affidavit stating that the truck or bus will be used only for
13 the transporting of persons to and from a place of worship, or for other religious
14 work, and that there has been printed on the truck or bus in large letters the words
15 "Church Bus," with the name of the church or religious organization owning and
16 using the truck or bus, and that during the next twelve (12) months the truck or bus
17 will be used only for the purpose stated.

18 (7) Any person owning a motor vehicle with a gross weight of fourteen thousand
19 (14,000) pounds or less on which a wrecker crane or other equipment suitable for
20 wrecker service has been permanently mounted may register the vehicle and obtain
21 a license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in
22 addition to other information required, an affidavit that a wrecker crane or other
23 equipment suitable for wrecker service has been permanently mounted on such
24 vehicle and that during the next twelve (12) months the vehicle will be used only in
25 wrecker service. If the gross weight of the vehicle exceeds fourteen thousand
26 (14,000) pounds, the vehicle shall be registered in accordance with subsection (3) of
27 this section. The gross weight of a vehicle used in wrecker service shall not include

1 the weight of the vehicle being towed by the wrecker.

2 (8) Motor vehicles having a declared gross weight in excess of eighteen thousand
3 (18,000) pounds, which when operated in this state are used exclusively for the
4 transportation of property within the limits of the city named in the affidavit
5 hereinafter required to be filed, or within ten (10) miles of the city limits of the city
6 if it is a city of the first, second, third, or fourth class, or within five (5) miles of its
7 limits if it is a city of the fifth or sixth class, or anywhere within a county containing
8 an urban-county government, shall not be required to pay the fee as set out in
9 subsection (3) of this section, and in lieu thereof shall pay seventy-five percent
10 (75%) of the fee set forth in subsection (3) of this section and shall be exempt from
11 any fee charged under the provisions of KRS 281.752. Nothing in this section shall
12 be construed to limit any right of nonresidents to exemption from registration under
13 any other provisions of the laws granting reciprocity to nonresidents. Operations
14 outside of this state shall not be considered in determining whether or not the
15 foregoing mileage limitations have been observed. When claiming the right to the
16 reduced fee, the applicant's signature on the certificate of registration and ownership
17 shall constitute a certification or affidavit stating that the motor vehicle when used
18 within this state is used only for the transportation of property within the city to be
19 named in the affidavit and the area above set out and that the vehicle will not be
20 used outside of a city and the area above set out during the current registration
21 period.

22 (9) Motor vehicles having a declared gross weight in excess of eighteen thousand
23 (18,000) pounds, which are used exclusively for the transportation of primary forest
24 products from the harvest area to a mill or other processing facility, where such mill
25 or processing facility is located at a point not more than fifty (50) air miles from the
26 harvest area or which are used exclusively for the transportation of concrete blocks
27 or ready-mixed concrete from the point at which such concrete blocks or ready-

1 mixed concrete is produced to a construction site where such concrete blocks or
2 ready-mixed concrete is to be used, where such construction site is located at a point
3 not more than thirty (30) air miles from the point at which such concrete blocks or
4 ready-mixed concrete is produced shall not be required to pay the fee as set out in
5 subsection (3) of this section, and in lieu thereof, shall pay seventy-five percent
6 (75%) of the fee set out in subsection (3) of this section and shall be exempt from
7 any fee charged under the provisions of KRS 281.752. The applicant's signature
8 upon the certificate of registration and ownership shall constitute a certification that
9 the motor vehicle will not be used during the current registration period in any
10 manner other than that for which the reduced fee is provided in this section.

11 (10) Any owner of a commercial vehicle registered for a declared gross weight in excess
12 of eighteen thousand (18,000) pounds, intending to transfer same and desiring to
13 take advantage of the refund provisions of KRS 186.056(2), may reregister such
14 vehicle and obtain a "For Sale" certificate of registration and ownership for one
15 dollar (\$1). Title to a vehicle so registered may be transferred, but such registration
16 shall not authorize the operation or use of the vehicle on any public highway. No
17 refund may be made under the provisions of KRS 186.056(2) until such time as the
18 title to such vehicle has been transferred to the purchaser thereof. Provided,
19 however, that nothing herein shall be so construed as to prevent the seller of a
20 commercial vehicle from transferring the registration of such vehicle to any
21 purchaser thereof.

22 (11) The annual registration fee for self-propelled vehicles containing sleeping or eating
23 facilities shall be twenty dollars (\$20) and the multiyear license plate issued shall be
24 designated "Recreational vehicle." The foregoing shall not include any motor
25 vehicle primarily designed for commercial or farm use having temporarily attached
26 thereto any sleeping or eating facilities, or any commercial vehicle having sleeping
27 facilities.

1 (12) The registration fee on any vehicle registered under this section shall be increased
2 fifty percent (50%) when the vehicle is not equipped wholly with pneumatic tires.

3 (13) (a) The Department of Vehicle Regulation is authorized to negotiate and execute
4 an agreement or agreements for the purpose of developing and instituting
5 proportional registration of motor vehicles engaged in interstate commerce, or
6 in a combination of interstate and intrastate commerce, and operating into,
7 through, or within the Commonwealth of Kentucky. The agreement or
8 agreements may be made on a basis commensurate with, and determined by,
9 the miles traveled on, and use made of, the highways of this Commonwealth
10 as compared with the miles traveled on and use made of highways of other
11 states, or upon any other equitable basis of proportional registration.
12 Notwithstanding the provisions of KRS 186.020, the cabinet shall promulgate
13 administrative regulations concerning the registration of motor vehicles under
14 any agreement or agreements made under this section and shall provide for
15 direct issuance by it of evidence of payment of any registration fee required
16 under such agreement or agreements. Any proportional registration fee
17 required to be collected under any proportional registration agreement or
18 agreements shall be in accordance with the taxes established in this section.

19 (b) Any owner of a commercial vehicle who is required to title his motor vehicle
20 under this section shall first title such vehicle with the county clerk pursuant
21 to KRS 186.020 for a state fee of one dollar (\$1). Title to such vehicle may be
22 transferred; however title without proper registration shall not authorize the
23 operation or use of the vehicle on any public highway. Any commercial
24 vehicle properly titled in Kentucky may also be registered in Kentucky, and,
25 upon payment of the required fees, the department may issue an apportioned
26 registration plate to such commercial vehicle.

27 (c) Any commercial vehicle that is properly titled in a foreign jurisdiction, which

1 vehicle is subject to apportioned registration, as provided in paragraph (a) of
2 this subsection, may be registered in Kentucky, and, upon proof of proper title
3 and payment of the required fees, the department may issue an apportioned
4 registration plate to the commercial vehicle. The department shall promulgate
5 administrative regulations in accordance with this section.

6 (14) Any person seeking to obtain a special license plate for an automobile that has been
7 provided to him pursuant to an occupation shall meet both of the following
8 requirements:

9 (a) The automobile shall be provided for the full-time exclusive use of the
10 applicant; and

11 (b) The applicant shall obtain permission in writing from the vehicle owner or
12 lessee on a form provided by the cabinet to use the vehicle and for the vehicle
13 to bear the special license plate.

14 (15) An applicant for any motor vehicle registration issued pursuant to this section shall
15 have the opportunity to make a donation of two dollars (\$2) to promote a hunger
16 relief program through specific wildlife management and conservation efforts by the
17 Department of Fish and Wildlife Resources in accordance with KRS 150.015. If an
18 applicant elects to make a contribution under this subsection, the two dollar (\$2)
19 donation shall be added to the regular fee for any motor vehicle registration issued
20 pursuant to this section. One (1) donation may be made per issuance of each
21 registration. The fee shall be paid to the county clerk and shall be transmitted by the
22 State Treasurer to the Department of Fish and Wildlife Resources to be used
23 exclusively for the purpose of wildlife management and conservation activities in
24 support of hunger relief. The county clerk may retain up to five percent (5%) of the
25 fees collected under this subsection for administrative costs associated with the
26 collection of this donation. Any donation requested under this subsection shall be
27 voluntary and may be refused by the applicant at the time of issuance or renewal of

1 a license plate.

2 ➔Section 2. KRS 281.600 is amended to read as follows:

3 (1) The Department of Vehicle Regulation shall exercise all administrative functions of
4 the state in relation to motor carrier transportation as defined in this chapter, and
5 shall apply, as far as practicable, the administrative and judicial interpretations of
6 the Federal Motor Carrier Act. It shall have the right to regulate motor carriers as
7 provided in this chapter and, to that end, may establish reasonable requirements
8 with respect to continuous and adequate service of transportation, systems of
9 accounts, records and reports, preservation of records, and safety of operation and
10 equipment. It may issue subpoenas, subpoenas duces tecum and orders of personal
11 attendance of witnesses, and production of pertinent records for any proceeding
12 before it, and permit the taking of depositions, all in accord with the Rules of Civil
13 Procedure, and it shall have the power to promulgate administrative regulations as it
14 may deem necessary to carry out the provisions of this chapter. The department
15 shall have the authority to promulgate regulations regarding safety requirements for
16 motor vehicles and the method of operation, including the adoption of any of the
17 federal motor carrier safety regulations and any motor vehicle operating contrary to
18 safety regulations shall be in violation of this section.

19 (2) The provisions established by the Federal Highway Administration in Title 49, Part
20 393 of the United States Code of Federal Regulations shall not apply to:

21 (a) A motor vehicle or its towed unit having a fertilizer spreader attachment
22 permanently mounted thereon, having a gross weight not to exceed thirty-six
23 thousand (36,000) pounds, and used only for the transportation of bulk
24 fertilizer; or

25 (b) A farm-wagon-type tank trailer of not more than two thousand (2,000) gallon
26 capacity used during liquid fertilizer season as a field storage tank supplying
27 fertilizer to a field applicator, and moved on a public highway for the purpose

of bringing fertilizer from a local source of supply to a farm or field, or from one (1) farm or field to another, provided that the vehicle is being operated solely in intrastate transportation.

(3) The provisions established by the Federal Highway Administration in Title 49, Part 391, Part 393, and Part 396 of the United States Code of Federal Regulations shall not apply to a motor vehicle registered under subsection (4)(a)1. of Section 1 of this Act, or its towed unit, if:

(a) The vehicle is not engaged in interstate commerce;

(b) The vehicle is engaged in farming or agricultural related activities; and

(c) The gross vehicle weight rating of the vehicle or the gross vehicle combination weight rating of the vehicle and its towed unit is twenty-six thousand (26,000) pounds or less.

~~(4)(3)~~ The Department of Kentucky State Police shall exercise all administrative functions of the state pertaining to the motor carrier safety management audit program. This program shall be administered according to the provisions of the Federal Motor Carriers Safety Act and the federal regulations promulgated under that Act.

➔Section 3. KRS 281.730 is amended to read as follows:

- (1) A motor carrier shall not require or permit any driver or chauffeur operating a motor vehicle for hire under a certificate or permit to remain continuously on duty for a longer period than twelve (12) hours, and when any driver or chauffeur has been continuously on duty for twelve (12) hours he shall have at least eight (8) consecutive hours off duty. A motor carrier shall not require or permit any driver or chauffeur to remain on duty for a longer period than sixteen (16) hours in the aggregate in any twenty-four (24) hour period, and when a driver or chauffeur has been on duty sixteen (16) hours in the aggregate in any twenty-four (24) hour period he shall have at least ten (10) consecutive hours off duty. The period of release from

1 duty required by this section shall be given at places and under circumstances that
2 allow rest and relaxation from the strain of the duties of the employment to be
3 obtained. A period off duty shall not be deemed to break the continuity of service
4 unless it is for at least three (3) consecutive hours and is given at a place and under
5 circumstances that allow rest and relaxation from the strain of the duties of the
6 employment to be obtained. In case of an unforeseen emergency not resulting from
7 the negligence of the carrier or his agents, servants, or employees, the driver or
8 chauffeur may complete his run or tour of duty, if the run or tour of duty but for the
9 delay caused by the emergency could reasonably have been completed without a
10 violation of this section. The department may require reports as it deems necessary
11 for the enforcement of this section.

12 (2) The provisions of this section shall not apply to matters relating to the wages, hours,
13 working conditions, and conditions of employment of the employees of motor
14 carriers when the employees are employed and working under and pursuant to a
15 collective bargaining agreement entered into between their employer and the
16 employees' collective bargaining agent or representative, for and on behalf of the
17 employees; provided that the collective bargaining agent or representative is a bona
18 fide labor organization.

19 (3) Notwithstanding the above provisions, the secretary of the Transportation Cabinet
20 may adopt by reference or set forth in its entirety the provisions of 49 C.F.R.
21 sec. 395 in effect as of July 15, 1986, or as amended with respect to any motor
22 vehicle registered in Kentucky.

23 (4) The provisions of subsections (1) to (3) of this section pertaining to the maximum
24 driving and on-duty time shall not apply to transporters of agricultural commodities
25 or farm supplies for agricultural purposes if the transportation is limited to an area
26 within a one hundred (100) air mile radius from the source of the commodities or
27 distribution point for the farm supplies and is during Kentucky's planting and

1 harvesting seasons. For the purposes of this subsection, Kentucky's planting~~[-season~~
 2 ~~shall mean March 1 to November 23 of each year,]~~ and~~[- Kentucky's]~~ harvesting
 3 seasons~~[-season]~~ shall mean January 1 to December 31~~[-June 1 to December 15]~~ of
 4 each year.

- 5 (5) The provisions of subsection (4) of this section shall be void if the Secretary of the
 6 United States Department of Transportation determines through a rulemaking
 7 proceeding that Section 345(a).(1.) of the National Highway System Designation
 8 Act of 1995 presents a hazard to the traveling public.

9 ➔Section 4. KRS 189.270 is amended to read as follows:

- 10 (1) The department may issue permits for the operation of motor vehicles,
 11 manufactured homes, recreational vehicles, boats, or any other vehicle transporting
 12 a nondivisible load, whose gross weight including load, height, width, or length
 13 exceeds the limits prescribed by this chapter or which in other respects fail to
 14 comply with the requirements of this chapter. Permits may be issued by the
 15 department for stated periods, special purposes, and unusual conditions, and upon
 16 terms in the interest of public safety and the preservation of the highways as the
 17 department may require.
- 18 (2) Except as provided in subsection (7) of this section, the department may, at the
 19 request of an applicant, issue a single-trip permit regardless of the type of vehicle or
 20 equipment being transported that exceeds the weight or dimension limits
 21 established by this chapter if the load being transported is a nondivisible load. A
 22 single-trip permit shall cost sixty dollars (\$60) for each overweight or
 23 overdimensional permit requested.
- 24 (3) Except as provided in subsection (7) of this section, the department may, at the
 25 request of an applicant, issue an annual permit regardless of the type of vehicle or
 26 equipment being transported that exceeds the weight or dimension limits
 27 established by this chapter if the load being transported is a nondivisible load. The

vehicle shall not exceed sixteen (16) feet in width exclusive of usual and ordinary overhang, one hundred twenty (120) feet in length including a towing vehicle and trailer combination, thirteen (13) feet six (6) inches in height, or one hundred sixty thousand (160,000) pounds. Except as provided in subsections (4) and (7) of this section, an annual permit for loads less than fourteen (14) feet in width shall cost two hundred fifty dollars (\$250). An annual permit for loads exceeding fourteen (14) feet in width shall cost five hundred dollars (\$500).

(4) An annual permit to transport farm equipment less than fourteen (14) feet in width shall cost eighty dollars (\$80). An annual permit to transport farm equipment that exceeds fourteen (14) feet in width from a dealership to a farm, ~~or~~ from a farm to a dealership, or from a dealership to a dealership shall cost one hundred fifty dollars (\$150).

(5) Permits issued under this section shall be for nondivisible loads and shall be valid statewide; however, the department may, as a condition of issuing an annual or single-trip permit, limit the overweight or overdimensional vehicle to specified routes, exclude certain highways, or even cancel an applicant's permit if an unreasonable risk of accident or an unreasonable impedance of the flow of traffic would result from the presence of the overweight or overdimensional vehicle. A person who applies for, and accepts, a permit issued under this section is acknowledging that the Kentucky Transportation Cabinet is not guaranteeing safe passage of vehicles by issuing the permit. A person who applies for, and accepts, a permit issued under this section agrees to measure all clearances of highway structures, both laterally and vertically, prior to passage of the person's vehicles along the routes specified in the permit. A person who applies for, and accepts, a permit issued under this section is classified as a bare licensee whose duty is to assume sole risk involved in using Kentucky's highways without warranty of accuracy.

- 1 (6) Subject to the limitations of subsection (11) of this section, the department shall
2 promulgate administrative regulations under KRS Chapter 13A to establish
3 requirements for escort vehicles, safety markings, and other safety restrictions
4 governing the operation of an overweight or overdimensional vehicle. The
5 department shall provide each applicant for an annual or single-trip permit issued
6 under this section a copy of all restrictions associated with the overweight or
7 overdimensional permit at no charge to the applicant. The department shall be
8 prohibited from raising the permit fee established in subsections (2) and (3) of this
9 section by levying additional fees for an overweight or overdimensional permit
10 through the administrative regulation process.
- 11 (7) The cabinet shall not issue an annual permit under this section if the person
12 applying for the permit is eligible for an annual permit issued under KRS 189.2715
13 or 189.2717.
- 14 (8) The department may require the applicant to give bond, with approved surety, to
15 indemnify the state or counties against damage to highways or bridges resulting
16 from use by the applicant. The operation of vehicles in accordance with the terms of
17 the permit issued under this section shall not constitute a violation of this chapter if
18 the operator has the permit, or an authenticated copy of it, in his possession.
- 19 (9) Any person transporting a parade float which exceeds the dimensional limits on a
20 highway over which it is transported shall be required to obtain a permit as required
21 in subsection (2) of this section. If the float is being used in conjunction with a
22 parade to be held within the boundaries of the Commonwealth, a fee shall not be
23 assessed by the department to issue the permit.
- 24 (10) A person shall not operate any vehicle in violation of the terms of the permit issued
25 under this section.
- 26 (11) (a) The cabinet shall not promulgate administrative regulations pursuant to this
27 section that restrict the time or days of the week when a permit holder may

1 operate on the highway, except that travel may be limited from 6 a.m. to 9
 2 a.m. and 3 p.m. to 6 p.m. Monday through Friday. In addition to the
 3 restrictions established in this paragraph, any manufactured home being
 4 transported by permit issued under this section shall not travel on any highway
 5 after daylight hours Monday through Saturday, or at any time on Sunday.

- 6 (b) The cabinet shall allow a permit holder who has obtained a permit to transport
 7 equipment to a work site to return to the permit holder's place of business
 8 immediately after work is completed at the job site, subject to the limitations
 9 of paragraph (a) of this subsection.

10 ➔Section 5. KRS 281.010 is amended to read as follows:

11 As used in this chapter, unless the context requires otherwise:

- 12 (1) The term "person" means any individual, firm, partnership, corporation, company,
 13 association or joint stock association, and includes any trustee, assignee, or personal
 14 representative thereof;
- 15 (2) The term "cabinet" means the Kentucky Transportation Cabinet;
- 16 (3) The term "department" means the Department of Vehicle Regulation;
- 17 (4) The term "city" means a municipality incorporated under the laws of this state;
- 18 (5) The term "state" means the Commonwealth of Kentucky;
- 19 (6) The term "highway" means all public roads, highways, streets, and ways in this
 20 state, whether within a municipality or outside of a municipality;
- 21 (7) The term "certificate" means a certificate of public convenience and necessity
 22 issued under this chapter to common carriers by motor vehicle and irregular route
 23 common carriers, a nonprofit bus certificate issued under this chapter authorizing
 24 operation thereunder, or a certificate of compliance;
- 25 (8) The term "permit" means a permit issued under this chapter to contract carriers by
 26 motor vehicle of persons and to persons engaging in the business of U-drive-it;
- 27 (9) The term "interstate commerce" *shall have the same meaning as set out in the*

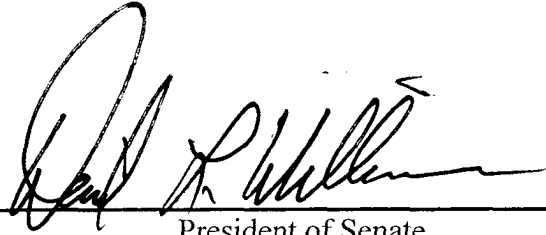
1 United States Code of Federal Regulations, 49 C.F.R. Part 390.5{means
 2 ~~commerce between any place in a state and any place in another state~~};

3 (10) The term "intrastate commerce" shall have the same meaning as set out in the
 4 United States Code of Federal Regulations, 49 C.F.R. Part 390.5{means
 5 ~~commerce between any place in this state and any other place in this state~~};

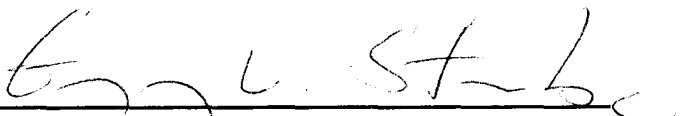
6 (11) The term "passenger" means an individual or group of people; and

7 (12) The term "property" means general or specific commodities including hazardous
 8 and nonhazardous materials.


9 ➔ Section 6. Whereas the registration date for farm vehicles will take place before
 10 the regular effective date for legislation from the 2011 Regular Session, an emergency is
 11 declared to exist, and this Act takes effect upon its passage and approval by the Governor
 12 or upon its otherwise becoming a law.



President of Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 3-16-11